

Application No. 09/185,663  
Attorney's Docket No. 008439-016

**REMARKS**

Entry of the foregoing amendment, and consideration of the remarks that follow, are respectfully requested.

Applicants gratefully acknowledge the courtesy shown to their undersigned representatives in the telephone conference held on June 15, 2001. By the present Amendment, claim 88 has been amended to correct its antecedent basis from claim 12. No new matter has been added. This amendment, which goes to form, does not affect the scope of the claim.

As also discussed in the June 15, 2001, telephone conference with the Examiner, Applicants note that the present reissue application is in condition to provoke an interference (See, for example, MPEP1449.02, Alternative (C)).

**Conclusion**

In view of the foregoing, indication that the claims are allowable, and a Notice declaring an interference between the instant application and U.S. Patents 4,968,626, 5,073,609, and 5,302,529, to Foster et al. are respectfully requested.

In the event that there are any questions relating to this paper, Applicants respectfully urge the Examiner to telephone the undersigned so that prosecution may be expedited.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: *R. Danny Huntington*  
R. Danny Huntington  
Registration No. 27,903

Malcolm K. McGowan, Ph.D  
Registration No. 39,300

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

Date: June 18, 2001

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**Attachment to Amendment dated June 18, 2001**

**Marked-up Claim 88**

88. (Amended) The method of claim 12, wherein said recombinant DNA [sequence] vector is a eukaryotic vector.

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the attached Amendment is being transmitted via facsimile to the  
U.S. Patent and Trademark Office (Fax No. 703-308-0294) on June 18, 2001.

Amy Scipione  
Amy Scipione

June 18, 2001  
Date